

**UNOFFICIAL VERSION**

*This is a draft version of the Senate Journal and is UNOFFICIAL until formal adoption.*

**THURSDAY, JANUARY 31, 2019**

**FOURTH LEGISLATIVE DAY**

**CALL TO ORDER**

The Senate met at 8:30 a.m., and pursuant to Senate Rule of Order 3, was called to order by Speaker Pro Tempore Haile.

**PRAYER**

The proceedings were opened with prayer by Brother Steve Baggett of Walnut Street Church of Christ in Dickson, Tennessee, a guest of Senator Roberts.

**PLEDGE OF ALLEGIANCE**

Senator Roberts led the Senate in the Pledge of Allegiance to the Flag.

**SALUTE TO THE FLAG OF TENNESSEE**

Senator Roberts led the Senate in the Salute to the Flag of Tennessee.

**ROLL CALL**

The roll call was taken with the following results:

Present . . . . . 30

Senators present were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--30.

**COMMUNICATION**

January 29, 2019

Lt. Governor Randy McNally  
425 5th Ave. North  
Nashville, TN 37243

Dear Lt. Governor McNally:

I will be unable to attend the Floor Session in the Senate on Thursday, January 31, 2019, due to Howard School football stadium groundbreaking ceremony.

Please excuse my absence and release this letter for the Senate Journal.

Respectfully,

/s/ Todd Gardenhire  
State Senator (District 10)

APPROVED: Lieutenant Governor  
Randy McNally

**STANDING COMMITTEE REPORT**

**TRANSPORTATION AND SAFETY**

MR. SPEAKER: Your Committee on Transportation and Safety begs leave to report that we have carefully considered and recommend for passage: Senate Joint Resolution No. 99.

MASSEY, Chairperson  
January 30, 2019

The Speaker announced that he had referred Senate Joint Resolution No. 99 to the Committee on Calendar.

**MOTION**

Senator Johnson moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **Senate Bills Nos. 290 through 371** be passed on first consideration, which motion prevailed.

**INTRODUCTION OF BILLS**

The Speaker announced the following bills were filed for introduction and passed first consideration:

**Senate Bill No. 290** by Senator White.

Criminal Offenses -- As introduced, increases the punishment for a conviction of aggravated rape of a child from 15 to 60 years in prison and a fine of up to \$50,000 to life in prison without the possibility of parole. Amends TCA Title 39, Chapter 13 and Title 40, Chapter 35.

**Senate Bill No. 291** by Senator White.

Solid Waste Disposal -- As introduced, extends from 30 days to 35 days the minimum period of time that must be allotted for written public comments on a proposed new solid waste landfill. Amends TCA Title 68.

**Senate Bill No. 292** by Senator Kelsey.

Business Organizations -- As introduced, enacts the "Tennessee Uniform Protected Series Act." Amends TCA Title 48 and Title 67.

**Senate Bill No. 293** by Senator Kelsey.

Comptroller, State -- As introduced, authorizes the comptroller of the treasury to audit private probation service providers; allows the comptroller to appoint a certified public accountant to conduct the audit; requires the probation service provider to pay for the audit. Amends TCA Section 40-35-302.

**Senate Bill No. 294** by Senator Akbari.

Public Defenders -- As introduced, changes employee title from assistant executive director to deputy executive director; allows attorneys in the office of executive director a reasonable length of time to conclude or transfer private legal matters pending at the time of employment. Amends TCA Title 8, Chapter 14 and Title 9, Chapter 4.

## THURSDAY, JANUARY 31, 2019 – 4TH LEGISLATIVE DAY

### **Senate Bill No. 295** by Senator Akbari.

Local Education Agencies -- As introduced, directs that any interest accruing on the balance of an LEA's dedicated education fund that remains unexpended at the end of a fiscal year must be returned to the fund balance and become part of the fund balance. Amends TCA Title 49, Chapter 3.

### **Senate Bill No. 296** by Senator Akbari.

Basic Education Program (BEP) -- As introduced, enacts the Truth in Teacher Pay Act; requires the salary schedules approved by the state board of education to reflect certain increases to the instructional salaries and wages component of the BEP in the general appropriations act. Amends TCA Title 49.

### **Senate Bill No. 297** by Senator Akbari.

Expunction -- As introduced, corrects error in code to clarify that a petitioner is required to pay \$180 upon filing a petition for expunction, rather than \$350. Amends TCA Title 40, Chapter 32 and Title 40, Chapter 35.

### **Senate Bill No. 298** by Senator Akbari.

Local Education Agencies -- As introduced, changes the amount of physical education class time that must be taught by a licensed teacher with an endorsement in physical education from at least 60 minutes to at least 30 minutes; authorizes LEAs to allow additional physical education class time to be taught by a licensed teacher with an endorsement in elementary education to teach any remaining or additional physical education class time in collaboration with a physical education teacher. Amends TCA Section 49-6-1021.

### **Senate Bill No. 299** by Senator Akbari.

Scholarships and Financial Aid -- As introduced, permits certain incarcerated persons who are allowed to enroll in courses offered by a community college or Tennessee college of applied technology pursuant to an approved release plan to receive a Tennessee reconnect grant. Amends TCA Title 49.

### **Senate Bill No. 300** by Senator Gardenhire.

Pets -- As introduced, specifies that the commissioner of agriculture may cooperate with state officials in carrying out the purposes of federal, state, and local laws concerning the transportation, sale, and handling of certain animals. Amends TCA Title 44, Chapter 17.

### **Senate Bill No. 301** by Senator Kurita.

Motor Vehicles -- As introduced, prohibits smoking and vaping in a motor vehicle when a child who is secured in a child safety seat or required to be secured in a child safety seat is present in the vehicle. Amends TCA Title 39 and Title 55, Chapter 8, Part 2.

### **Senate Bill No. 302** by Senator Yager.

Wine & Wineries -- As introduced, creates the Tennessee wine and grape board; establishes the powers and duties of the board; creates the wine and grape fund; provides for the funding of the fund and the manner in which such funds may be used by the board. Amends TCA Title 4; Title 43; Title 57 and Title 67.

### **Senate Bill No. 303** by Senator Yager.

Agriculture, Dept. of -- As introduced, attaches the viticulture advisory board to the department for administrative purposes; appropriates 6 percent of the tax on the sale of wine to fund the viticulture advisory board; authorizes certain uses for the funds appropriated to the viticulture advisory board.

## THURSDAY, JANUARY 31, 2019 – 4TH LEGISLATIVE DAY

Amends TCA Title 4, Chapter 3, Part 2; Title 4, Chapter 3, Part 22; Title 43, Chapter 30 and Title 57, Chapter 3.

**Senate Bill No. 304** by Senator Niceley.

Livestock -- As introduced, prohibits misrepresenting a product as meat or poultry that is not removed from the carcass of slaughtered livestock or poultry. Amends TCA Title 44; Title 53 and Title 68.

**Senate Bill No. 305** by Senator Niceley.

Milk, Dairy Products -- As introduced, specifies that nutritional standards adopted by the state board of education do not prohibit LEAs and schools from offering whole milk as a food choice for students. Amends TCA Title 43; Title 44; Title 49 and Title 53.

**Senate Bill No. 306** by Senator Lundberg.

Criminal Offenses -- As introduced, increases the penalty for using an unmanned aircraft over a critical infrastructure facility without the business operator's consent from a Class C misdemeanor to a Class E felony. Amends TCA Title 39.

**Senate Bill No. 307** by Senator Lundberg.

Financial Responsibility Law -- As introduced, increases from \$15,000 to \$25,000 the minimum amount of insurance coverage for property damage in any one accident that is required for a split-limit motor vehicle insurance policy to qualify as proof of financial security under the financial responsibility law. Amends TCA Title 55 and Title 56.

**Senate Bill No. 308** by Senator Lundberg.

Utilities, Utility Districts -- As introduced, requires utilities participating in utility bill round-up programs to provide notice to customers of program and customer rights no later than November 1, 2019; permits utilities to enroll new customers after January 1, 2020, only upon receipt of customer consent; requires utilities to remove customer from program upon receiving opt out notice. Amends TCA Title 5; Title 6; Title 7; Title 45; Title 47, Chapter 18 and Title 65.

**Senate Bill No. 309** by Senator Lundberg.

Insurance Companies, Agents, Brokers, Policies -- As introduced, expands types of crop insurance offered under a limited lines producer license to include damage to crops caused by unfavorable weather conditions, fire or lightning, flood, insect infestation, disease, or other yield-reducing conditions or perils, in addition to present coverage for hail. Amends TCA Title 43 and Title 56, Chapter 6.

**Senate Bill No. 310** by Senator Massey.

Education -- As introduced, directs the Tennessee School for the Deaf, together with the West Tennessee School for the Deaf, to establish a two-year deaf mentor pilot project to assist families and agencies in implementing bilingual and bicultural home-based programming for young children who are deaf, hard of hearing, or deaf-blind. Amends TCA Title 49, Chapter 10, Part 9.

**Senate Bill No. 311** by Senator Watson.

Public Funds and Financing -- As introduced, requires superintendents of county workhouses to keep an account of all supplies purchased for workhouses in an electronic record or well-bound book; makes other revisions. Amends TCA Title 4; Title 5; Title 6; Title 7; Title 8; Title 9; Title 11; Title 12; Title 13; Title 41; Title 42; Title 49; Title 64; Title 68 and Title 69.

**Senate Bill No. 312** by Senator Watson.

Employees, Employers -- As introduced, prohibits a medical review officer from considering prescriptions issued more than six months prior to a positive confirmed drug result for purposes of determining a valid prescription and immunity from actions authorized for employers to take against employees and job applicants following such a result. Amends TCA Title 8 and Title 50.

**Senate Bill No. 313** by Senator Watson.

State Government -- As introduced, requires the executive director of the state museum to report to the chairs of the finance, ways and means committees of both houses detailing the fundraising activities of the state museum during the previous fiscal year; makes other revisions governing donations to the museum. Amends TCA Title 4 and Title 10.

**Senate Bill No. 314** by Senator Watson.

Safety -- As introduced, immunizes an entity that provides access to an automated external defibrillator (AED) from civil liability for any personal injury that results from an act or omission relative to the use of the AED. Amends TCA Title 68, Chapter 140, Part 4.

**Senate Bill No. 315** by Senators Watson and Kelsey.

Taxes, Privilege -- As introduced, decreases the professional privilege tax from \$400 annually to \$300 annually for tax years that end on or after May 31, 2022; repeals tax for tax years ending on or after May 31, 2025. Amends TCA Title 67, Chapter 4, Part 17.

**Senate Bill No. 316** by Senators Watson, Stevens and Hensley.

General Assembly -- As introduced, allows the speakers or a majority of members of the general assembly to intervene in certain legal proceedings. Amends TCA Title 8, Chapter 6.

**Senate Bill No. 317** by Senator Reeves.

Nurses, Nursing -- As introduced, clarifies that the definition of the practice of nursing does not prevent certain qualified nurses from making determinations that patients are experiencing emergency medical conditions if working in cooperation with a physician and in accordance with hospital protocol. Amends TCA Title 63, Chapter 7, Part 1 and Title 68.

**Senate Bill No. 318** by Senator Reeves.

Health Care -- As introduced, exempts medical laboratory personnel employed by privately owned labs while performing work at a medical laboratory from the requirements of the Tennessee Medical Laboratory Act. Amends TCA Section 68-1-901; Title 68, Chapter 29 and Title 68, Chapter 3, Part 1.

**Senate Bill No. 319** by Senator Hensley.

Lottery, Scholarships and Programs -- As introduced, declares it the intent of the general assembly that the dual enrollment grant program be fully funded from net proceeds of the state lottery before any funds are transferred to the Tennessee Promise scholarship endowment fund. Amends TCA Title 4 and Title 49.

**Senate Bill No. 320** by Senator Reeves.

Local Government, General -- As introduced, removes the requirement that the office of local government have a director who is both appointed by the comptroller of the treasury and serves at the pleasure of the comptroller of the treasury. Amends TCA Section 4-16-101.

**Senate Bill No. 321** by Senator Jackson.

Taxes, Ad Valorem -- As introduced, requires that tax deeds include as an exhibit in a delinquent tax lawsuit, a detailed description of the steps taken by the delinquent tax attorney to provide notice to

## THURSDAY, JANUARY 31, 2019 – 4TH LEGISLATIVE DAY

all owners and interested parties; makes other related revisions governing delinquent tax proceedings. Amends TCA Section 13-6-102; Title 67, Chapter 5, Part 21; Title 67, Chapter 5, Part 24 and Title 67, Chapter 5, Part 25.

### **Senate Bill No. 322** by Senator Jackson.

Commerce and Insurance, Dept. of -- As introduced, requires the department to enter into a memorandum of understanding for collaboration in the development of a comprehensive healthcare information system, which must be accessible on the department's website. Amends TCA Title 4; Title 33; Title 56; Title 63 and Title 68.

### **Senate Bill No. 323** by Senator Dickerson.

Alcoholic Beverages -- As introduced, designates Hermitage Golf Course in Nashville-Davidson County as a premier type tourist resort for purposes of consuming alcoholic beverages on the premises. Amends TCA Section 57-4-102.

### **Senate Bill No. 324** by Senator Johnson.

Contractors -- As introduced, prohibits the inclusion of a condition precedent for payment clause in construction contracts that precludes a prime contractor from having to pay a remote contractor for services rendered until the prime contractor is paid by the construction owner client. Amends TCA Title 62, Chapter 6; Title 66, Chapter 11 and Title 66, Chapter 34.

### **Senate Bill No. 325** by Senator Johnson.

Taxes -- As introduced, authorizes electronic transmission of the angel investor tax credit report by the Tennessee technology development corporation. Amends TCA Title 67; Chapter 72 of the Public Acts of 2011; Chapter 193 of the Public Acts of 2017; Chapter 273 of the Public Acts of 2015; Chapter 452 of the Public Acts of 2017; Chapter 480 of the Public Acts of 2013; Chapter 530 of the Public Acts of 2009 and Chapter 602 of the Public Acts of 2007.

### **Senate Bill No. 326** by Senator Johnson.

Children -- As introduced, revises various provisions related to stepparent visitation. Amends TCA Title 36.

### **Senate Bill No. 327** by Senator Kelsey.

Education, Dept. of -- As introduced, requires the department to create and administer a coaching network for pre-kindergarten and kindergarten teachers throughout the state, to begin in the 2019-2020 school year; declares certain goals for the coaching network; requires the department to ensure the availability of early childhood consultants regionally, throughout the state. Amends TCA Title 49.

### **Senate Bill No. 328** by Senator Hensley.

Controlled Substances -- As introduced, enacts the "Student Protection and Zone Equity Act." Amends TCA Title 39, Chapter 17, Part 4 and Section 49-2-116.

### **Senate Bill No. 329** by Senator Hensley.

Insurance Companies, Agents, Brokers, Policies -- As introduced, deletes an outdated provision that required the commissioner of commerce and insurance to report to the general assembly and to the governor the results of a study by March 1, 2012. Amends TCA Title 8; Title 56; Title 68 and Title 71.

### **Senate Bill No. 330** by Senator Hensley.

Education, Curriculum -- As introduced, decreases, from "at least two" to "at least one", the number of physical education class meetings an LEA must require elementary school students to attend each full school week. Amends TCA Section 49-6-1021.

**Senate Bill No. 331** by Senator Hensley.

Abortion -- As introduced, changes from "10 days" to "seven business days" after an abortion the time within which the abortion must be reported to the office of vital records by the person in charge of the institution where the abortion was performed or by the attending physician. Amends TCA Section 9-4-5116; Title 37, Chapter 10, Part 3; Title 39, Chapter 13, Part 2; Title 39, Chapter 15, Part 2; Title 39, Chapter 13, Part 1; Title 63, Chapter 9; Title 63, Chapter 6; Title 68 and Section 71-5-157.

**Senate Bill No. 332** by Senator Johnson.

Transportation, Dept. of -- As introduced, requires department to submit an annual report to the governor, chairs of the transportation committees of the senate and house of representatives, and comptroller of the treasury on any conference or convention in which the department confers with departments of transportation of other states and the interstate commerce commission for the purpose of agreeing on a draft of statutes that secure uniform control of railroad transportation in the states. Amends TCA Title 4; Title 6; Title 7; Title 12; Title 42; Title 54; Title 55; Title 56; Title 65 and Title 67.

**Senate Bill No. 333** by Senator Gresham.

Taxes, Sales -- As introduced, exempts from the sales and use tax the sale of platinum, gold, or silver bullion, the sale of numismatic coins that are sold for less than \$10,000, and the sale of numismatic coins at a national, statewide, or multi-county trade show. Amends TCA Title 67, Chapter 6.

**Senate Bill No. 334** by Senator Gresham.

Education -- As introduced, increases, from 10 days to 15 business days, the deadline for an LEA to deliver to the commissioner of education a copy of the audit report of the LEA's school funds. Amends TCA Title 49, Chapter 3.

**Senate Bill No. 335** by Senator Gresham.

Education, Higher -- As introduced, exempts certain postsecondary educational institutions from the Tennessee Higher Education Authorization Act of 2016 under certain circumstances; subjects certain postsecondary educational institutions to bond requirements under the Tennessee Higher Education Authorization Act of 2016. Amends TCA Section 49-7-2004 and Section 49-7-2022.

**Senate Bill No. 336** by Senator Gresham.

Local Education Agencies -- As introduced, disqualifies relatives of an LEA's director of schools, a member of the LEA's central office staff, or a member of the LEA's board of education from serving as a member of the LEA's board of education; exempts members of a local board of education who are currently serving a term on the board for which they were elected before July 1, 2019. Amends TCA Title 49, Chapter 2, Part 2.

**Senate Bill No. 337** by Senator Gresham.

Education, Dept. of -- As introduced, requires the department to pay for certain background investigations conducted by the Tennessee bureau of investigation and the federal bureau of investigation for LEA employees who hold a position as a teacher or any other position requiring proximity to school children or to children in a child care program under certain circumstances. Amends TCA Title 49, Chapter 1; Title 49, Chapter 2 and Title 49, Chapter 5.

**Senate Bill No. 338** by Senator Gresham.

Students -- As introduced, adds students who attended a nonpublic school or home school for the preceding school year to the category of students eligible for their parent to participate in the individualized education account program. Amends TCA Title 49, Chapter 10, Part 14.

## THURSDAY, JANUARY 31, 2019 – 4TH LEGISLATIVE DAY

### **Senate Bill No. 339** by Senator Gresham.

Education -- As introduced, changes from February 15 to March 1 the date by which the state board of education, with the assistance of the department of education and the Tennessee higher education commission, must issue a report card or assessment on the effectiveness of teacher training programs. Amends TCA Title 49, Chapter 5.

### **Senate Bill No. 340** by Senator Massey.

Unclaimed Property -- As introduced, excludes transit fare cards from the definition of "property" for purposes of the Uniform Unclaimed Property Act. Amends TCA Section 66-29-102.

### **Senate Bill No. 341** by Senator Lundberg.

Insurance Companies, Agents, Brokers, Policies -- As introduced, removes the requirement that a property and casualty insurer that has a specified medical expense benefit payable without regard to fault, and that does not permit assignment of the benefit, establish a process to disburse funds in the names of the insured and the healthcare provider as joint payees. Amends TCA Title 56, Chapter 7.

### **Senate Bill No. 342** by Senator Lundberg.

Tennessee Fish & Wildlife Commission -- As introduced, enables wildlife resource officers to authorize payroll deductions for the payment of membership dues for organizations that meet certain criteria. Amends TCA Title 8, Chapter 23 and Title 70.

### **Senate Bill No. 343** by Senator Watson.

Health Care -- As introduced, lowers from 18 to 12 months, the time period after the date that a health insurance entity paid a claim submitted by the healthcare provider by which a health insurance entity may recoup reimbursements to the provider, other than in cases of fraud committed by the healthcare provider. Amends TCA Title 56; Title 63 and Title 68.

### **Senate Bill No. 344** by Senator Watson.

Campaigns and Campaign Finance -- As introduced, increases certain contribution limits from persons and political campaign committees to candidates for public office. Amends TCA Title 2, Chapter 10.

### **Senate Bill No. 345** by Senator Hensley.

Public Officials -- As introduced, clarifies that a county judicial commissioner or magistrate may administer the oath of office to an elected or appointed official as authorized by a judge of the court or the county mayor. Amends TCA Section 8-18-109.

### **Senate Bill No. 346** by Senator Briggs.

Medical Occupations -- As introduced, reduces the number of days from 15 to 10 that the comptroller has to determine whether certain financing agreements to fund a medical school under the Medical School Authorities Act is in compliance with the guidelines, rules, and regulations of the state funding board. Amends TCA Title 7; Title 33; Title 49; Title 63 and Title 68.

### **Senate Bill No. 347** by Senator Briggs.

Tennessee Higher Education Commission -- As introduced, requires the commission to create a baccalaureate degree for veterans who retire with 20 years of service; requires each state institution of higher education that offers a baccalaureate degree program to award the degree created by the commission. Amends TCA Title 49, Chapter 7.

### **Senate Bill No. 348** by Senator Briggs.

Insurance, Health, Accident -- As introduced, authorizes the commissioner of commerce and insurance to make available to healthcare providers on the department's website any prescribed claim form for reporting by healthcare providers. Amends TCA Title 8; Title 56; Title 68 and Title 71.



## THURSDAY, JANUARY 31, 2019 – 4TH LEGISLATIVE DAY

### **Senate Bill No. 349** by Senator Briggs.

Criminal Offenses -- As introduced, prohibits the dropping of items or substances from unmanned aircraft into an open-air event venue where more than 100 persons are gathered for a ticketed event; violation is Class C misdemeanor. Amends TCA Title 39, Chapter 13.

### **Senate Bill No. 350** by Senator Briggs.

Taxes, Alcoholic Beverages -- As introduced, extends by one year the manner in which liquor-by-the-drink tax proceeds are distributed to local political subdivisions. Amends TCA Title 4; Title 5; Title 6; Title 7; Title 8; Title 9; Title 49; Title 57 and Title 67.

### **Senate Bill No. 351** by Senator Briggs.

Comptroller, State -- As introduced, allows county clerks to keep oaths prescribed for assessors and deputies in electronic or digital format; authorizes assessors to provide to taxpayers an informal review of property assessments; revises the fees for processing a taxpayer appeal of a property assessment; authorizes the assessment appeals commission to delegate decision-making authority to a single panel member if an evidentiary record needs to remain open for a period after the public hearing. Amends TCA Title 67, Chapter 5.

### **Senate Bill No. 352** by Senator Briggs.

Consumer Protection -- As introduced, makes an unfair or deceptive act or practice certain legal advertisements for claims related to medical devices and pharmaceuticals, and the unauthorized use or distribution of protected health information; creates penalties for violations; authorizes attorney general to enforce the provisions of the act. Amends TCA Title 16; Title 23 and Title 47, Chapter 18.

### **Senate Bill No. 353** by Senator Gardenhire.

Law Enforcement -- As introduced, requires law enforcement officers to satisfactorily complete a diversity training program created by the peace officer standards and training commission by July 1, 2021, or within six months of the officer's date of employment. Amends TCA Section 38-8-107.

### **Senate Bill No. 354** by Senator Gardenhire.

Correction, Dept. of -- As introduced, requires the commissioner to conduct a study of programs to reduce recidivism for persons formerly incarcerated. Amends TCA Title 4; Title 41 and Title 71.

### **Senate Bill No. 355** by Senator Gardenhire.

Industrial Development -- As introduced, requires brownfield redevelopment projects to be sites located in mid-size and small counties; clarifies square footage qualifications for a project to include all facilities taken together; prohibits allocations to the corporation engaged in the project continuing past maturity of the original bond or obligation, which can be no longer than 30 years. Amends TCA Title 7, Chapter 53.

### **Senate Bill No. 356** by Senator Niceley.

Driver Licenses -- As introduced, under certain circumstances, waives waiting period to reschedule skills examination for applicants for school bus endorsement; revises other related requirements. Amends TCA Title 49, Chapter 6, Part 21 and Title 55, Chapter 50.

### **Senate Bill No. 357** by Senator Southerland.

Agriculture -- As introduced, requires the commissioner of agriculture to submit a plan to the federal government for Tennessee to have primary regulatory authority over hemp production in this state as authorized by the federal Agricultural Improvement Act of 2018; establishes an administrative

## THURSDAY, JANUARY 31, 2019 – 4TH LEGISLATIVE DAY

framework for the plan. Amends TCA Title 39, Chapter 17; Title 43; Title 44, Chapter 6, Part 1; Section 47-26-101; Title 53; Title 56 and Title 67, Chapter 4, Part 28.

### **Senate Bill No. 358** by Senator Niceley.

Milk, Dairy Products -- As introduced, specifies that dairy product producers holding a dairy plant license are permitted to produce and sell raw butter. Amends TCA Title 53, Chapter 3.

### **Senate Bill No. 359** by Senator Haile.

Annexation -- As introduced, requires municipalities to record annexation resolutions and deannexation ordinances with the register of deeds in the county or counties affected by the boundary changes. Amends TCA Title 6, Chapter 51.

### **Senate Bill No. 360** by Senator Southerland.

Tobacco, Tobacco Products -- As introduced, expands the Prevention of Youth Access to Tobacco and Vapor Products Act and other laws concerning juveniles' access to tobacco and vaping products to apply to hemp for smoking. Amends TCA Title 39; Title 40 and Section 68-1-132.

### **Senate Bill No. 361** by Senator Haile.

Finance and Administration, Dept. of -- As introduced, deletes restriction on size of grant the department is authorized to make to the Tennessee sheriffs' association from statewide automated victim information and notification system fund for management of system; increases litigation tax supporting fund by \$2.00. Amends TCA Section 40-38-505 and Section 67-4-602.

### **Senate Bill No. 362** by Senator Niceley.

Forfeiture of Assets -- As introduced, makes various changes to civil forfeiture procedure, including requiring the district attorney general to review the underlying circumstances of a seizure to determine if probable cause exists to justify forfeiture and, when appropriate, file a motion to dismiss the application for forfeiture warrant, upon which the court shall dismiss the application and return the seized property. Amends TCA Title 40, Chapter 33.

### **Senate Bill No. 363** by Senator Lundberg.

Wine & Wineries -- As introduced, increases from 18 percent by volume to 24 percent by volume the alcohol content of wine that can be sold in grocery stores; changes the definition of wine for purposes of sales in grocery stores so that wine includes alcohol derived from wine that has added flavorings and additives. Amends TCA Title 57.

### **Senate Bill No. 364** by Senator Gardenhire.

Business and Commerce -- As introduced, prohibits state and local governmental entities from taking discriminatory action against a business based on that business's internal policies. Amends TCA Title 4; Title 5; Title 6; Title 7; Title 48; Title 61; Title 62 and Title 67.

### **Senate Bill No. 365** by Senator Gardenhire.

Local Education Agencies -- As introduced, requires local boards of education to notify the commissioner of education when a board declares itself a high performing school district; requires the commissioner to post a list of high performing school districts on the department's website. Amends TCA Title 49.

### **Senate Bill No. 366** by Senator Gardenhire.

Taxes, Exemption and Credits -- As introduced, extends the deadline, from October 1 to December 1 each year, for a lessee or sublessee of a health, educational, and housing facility corporation to

## THURSDAY, JANUARY 31, 2019 – 4TH LEGISLATIVE DAY

file a report listing leased properties and details of the lease and payment in lieu of tax (PILOT) agreements. Amends TCA Title 13, Chapter 23 and Title 48, Chapter 101, Part 3.

### **Senate Bill No. 367** by Senator Jackson.

Health Care -- As introduced, increases the time period from 10 days to 20 days for a healthcare provider to furnish to a patient a copy or summary of such patient's medical records upon request in writing by the patient. Amends TCA Title 33, Chapter 2; Title 63 and Title 68, Chapter 11.

### **Senate Bill No. 368** by Senator Massey.

Statutes of Limitations and Repose -- As introduced, removes the statute of limitations for prosecution of certain Class A or Class B felony sex offenses committed against a child on or after July 1, 2019, and deletes a provision that sets a lower statute of limitations for aggravated rape, rape of a child, rape, and aggravated rape of a child if notice of the offense is not given to law enforcement within three years of the offense. Amends TCA Title 40, Chapter 2, Part 1.

### **Senate Bill No. 369** by Senator Niceley.

Juries and Jurors -- As introduced, requires a court, upon the request of a criminal defense attorney, to instruct the jury that although the state may prove a case beyond a reasonable doubt the jury may still find the defendant not guilty in order to avoid an unjust result. Amends TCA Title 37; Title 39 and Title 40.

### **Senate Bill No. 370** by Senator Briggs.

Utilities, Utility Districts -- As introduced, increases from 30 to 45 days the time that a public water system or waterworks system has to give public notice to its customers in a general mailing prior to the meeting in which the system will determine to initiate or permanently cease fluoridation of its water supply. Amends TCA Title 47; Title 65 and Title 68.

### **Senate Bill No. 371** by Senator Briggs.

TennCare -- As introduced, reduces the time period, from 30 to 15 days, for an enrollee or applicant for medical assistance to mail documentation of a material change affecting the enrollee's or applicant's TennCare application. Amends TCA Title 68 and Title 71.

## MOTION

Senator Johnson moved, pursuant to Rule 33 and Article II, Section 18 of the Constitution of the State of Tennessee, that **Senate Bills Nos. 166 through 201, 203 through 210, 212 through 215, 217 through 227 and 229 through 289** be passed on second consideration and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

## SENATE BILLS ON SECOND CONSIDERATION

The Speaker announced the following bills passed second consideration and were referred to the appropriate committees or held on the Clerk's desk:

**Senate Bill No. 166** referred to the Committee on Education.

**Senate Bill No. 167** referred to the Committee on State and Local Government.

**Senate Bill No. 168** referred to the Committee on Commerce and Labor.

**Senate Bill No. 169** referred to the Committee on Judiciary.

**THURSDAY, JANUARY 31, 2019 – 4TH LEGISLATIVE DAY**

**Senate Bill No. 170** referred to the Committee on Education.

**Senate Bill No. 171** referred to the Committee on Commerce and Labor.

**Senate Bill No. 172** referred to the Committee on Commerce and Labor.

**Senate Bill No. 173** referred to the Committee on Transportation and Safety.

**Senate Bill No. 174** referred to the Committee on Judiciary.

**Senate Bill No. 175** referred to the Committee on State and Local Government.

**Senate Bill No. 176** referred to the Committee on State and Local Government.

**Senate Bill No. 177** referred to the Committee on State and Local Government.

**Senate Bill No. 178** referred to the Committee on Energy, Agriculture and Natural Resources.

**Senate Bill No. 179** referred to the Committee on Health and Welfare.

**Senate Bill No. 180** referred to the Committee on Education.

**Senate Bill No. 181** referred to the Committee on State and Local Government.

**Senate Bill No. 182** referred to the Committee on Education.

**Senate Bill No. 183** referred to the Committee on State and Local Government.

**Senate Bill No. 184** referred to the Committee on Education.

**Senate Bill No. 185** referred to the Committee on Education.

**Senate Bill No. 186** referred to the Committee on Education.

**Senate Bill No. 187** referred to the Committee on Education.

**Senate Bill No. 188** referred to the Committee on Education.

**Senate Bill No. 189** referred to the Committee on Education.

**Senate Bill No. 190** referred to the Committee on Education.

**Senate Bill No. 191** referred to the Committee on State and Local Government.

**Senate Bill No. 192** referred to the Committee on State and Local Government.

**Senate Bill No. 193** referred to the Committee on State and Local Government.

**Senate Bill No. 194** referred to the Committee on Health and Welfare.

**Senate Bill No. 195** referred to the Committee on Commerce and Labor.

**THURSDAY, JANUARY 31, 2019 – 4TH LEGISLATIVE DAY**

**Senate Bill No. 196** referred to the Committee on State and Local Government.

**Senate Bill No. 197** referred to the Committee on Education.

**Senate Bill No. 198** referred to the Committee on Education.

**Senate Bill No. 199** referred to the Committee on Government Operations.

**Senate Bill No. 200** referred to the Committee on Commerce and Labor.

**Senate Bill No. 201** referred to the Committee on Finance, Ways and Means.

**Senate Bill No. 203** referred to the Committee on Energy, Agriculture and Natural Resources.

**Senate Bill No. 204** referred to the Committee on Health and Welfare.

**Senate Bill No. 205** referred to the Committee on Education.

**Senate Bill No. 206** referred to the Committee on State and Local Government.

**Senate Bill No. 207** referred to the Committee on Judiciary.

**Senate Bill No. 208** referred to the Committee on Judiciary.

**Senate Bill No. 209** referred to the Committee on Judiciary.

**Senate Bill No. 210** referred to the Committee on Commerce and Labor.

**Senate Bill No. 212** referred to the Committee on State and Local Government.

**Senate Bill No. 213** referred to the Committee on Education.

**Senate Bill No. 214** referred to the Committee on Judiciary.

**Senate Bill No. 215** referred to the Committee on Judiciary.

**Senate Bill No. 217** referred to the Committee on State and Local Government.

**Senate Bill No. 218** referred to the Committee on Finance, Ways and Means.

**Senate Bill No. 219** referred to the Committee on State and Local Government.

**Senate Bill No. 220** referred to the Committee on Education.

**Senate Bill No. 221** referred to the Committee on Commerce and Labor.

**Senate Bill No. 222** referred to the Committee on Judiciary.

**Senate Bill No. 223** referred to the Committee on Energy, Agriculture and Natural Resources.

**Senate Bill No. 224** referred to the Committee on State and Local Government.

**Senate Bill No. 225** referred to the Committee on Transportation and Safety.

**Senate Bill No. 226** referred to the Committee on Judiciary.

**Senate Bill No. 227** referred to the Committee on State and Local Government.

**Senate Bill No. 229** referred to the Committee on State and Local Government.

**Senate Bill No. 230** referred to the Committee on Judiciary.

**Senate Bill No. 231** referred to the Committee on Judiciary.

**Senate Bill No. 232** referred to the Committee on Commerce and Labor.

**Senate Bill No. 233** referred to the Committee on State and Local Government.

**Senate Bill No. 234** referred to the Committee on State and Local Government.

**Senate Bill No. 235** referred to the Committee on State and Local Government.

**Senate Bill No. 236** referred to the Committee on Health and Welfare.

**Senate Bill No. 237** referred to the Committee on Finance, Ways and Means.

**Senate Bill No. 238** referred to the Committee on State and Local Government.

**Senate Bill No. 239** referred to the Committee on Commerce and Labor.

**Senate Bill No. 240** referred to the Committee on State and Local Government.

**Senate Bill No. 241** referred to the Committee on State and Local Government.

**Senate Bill No. 242** referred to the Committee on Education.

**Senate Bill No. 243** referred to the Committee on Transportation and Safety.

**Senate Bill No. 244** referred to the Committee on Commerce and Labor.

**Senate Bill No. 245** referred to the Committee on Education.

**Senate Bill No. 246** referred to the Committee on State and Local Government.

**Senate Bill No. 247** referred to the Committee on State and Local Government.

**Senate Bill No. 248** referred to the Committee on State and Local Government.

**Senate Bill No. 249** referred to the Committee on State and Local Government.

**Senate Bill No. 250** referred to the Committee on Health and Welfare.

**Senate Bill No. 251** referred to the Committee on Commerce and Labor.

**Senate Bill No. 252** referred to the Committee on Education.

**Senate Bill No. 253** referred to the Committee on Finance, Ways and Means.

**Senate Bill No. 254** referred to the Committee on Commerce and Labor.

**Senate Bill No. 255** referred to the Committee on Commerce and Labor.

**Senate Bill No. 256** referred to the Committee on Judiciary.

**Senate Bill No. 257** referred to the Committee on Judiciary.

**Senate Bill No. 258** referred to the Committee on Judiciary.

**Senate Bill No. 259** referred to the Committee on Education.

**Senate Bill No. 260** referred to the Committee on Judiciary.

**Senate Bill No. 261** referred to the Committee on Judiciary.

**Senate Bill No. 262** referred to the Committee on Education.

**Senate Bill No. 263** referred to the Committee on Commerce and Labor.

**Senate Bill No. 264** referred to the Committee on Judiciary.

**Senate Bill No. 265** referred to the Committee on Judiciary.

**Senate Bill No. 266** referred to the Committee on Health and Welfare.

**Senate Bill No. 267** referred to the Committee on Judiciary.

**Senate Bill No. 268** referred to the Committee on Education.

**Senate Bill No. 269** referred to the Committee on Education.

**Senate Bill No. 270** referred to the Committee on Education.

**Senate Bill No. 271** referred to the Committee on Commerce and Labor.

**Senate Bill No. 272** referred to the Committee on Health and Welfare.

**Senate Bill No. 273** referred to the Committee on Education.

**Senate Bill No. 274** referred to the Committee on Education.

**Senate Bill No. 275** referred to the Committee on Judiciary.

**Senate Bill No. 276** referred to the Committee on Finance, Ways and Means.

**Senate Bill No. 277** referred to the Committee on State and Local Government.

**Senate Bill No. 278** referred to the Committee on State and Local Government.

**Senate Bill No. 279** referred to the Committee on Judiciary.

**Senate Bill No. 280** referred to the Committee on Commerce and Labor.

**Senate Bill No. 281** referred to the Committee on Government Operations.

**Senate Bill No. 282** referred to the Committee on Health and Welfare.

**Senate Bill No. 283** referred to the Committee on Transportation and Safety.

**Senate Bill No. 284** referred to the Committee on Health and Welfare.

**Senate Bill No. 285** referred to the Committee on Judiciary.

**Senate Bill No. 286** referred to the Committee on Commerce and Labor.

**Senate Bill No. 287** referred to the Committee on State and Local Government.

**Senate Bill No. 288** referred to the Committee on State and Local Government.

**Senate Bill No. 289** referred to the Committee on Health and Welfare.

### **MOTION**

Senator Johnson moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 121 through 126** be passed on first consideration and lie over, which motion prevailed.

### **INTRODUCTION OF RESOLUTIONS**

The Speaker announced the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

**Senate Joint Resolution No. 121** by Senators Bell, Gardenhire and Yager.  
Memorials, Recognition -- Dr. Terri Hall, Ms. Tennessee Senior America 2018.

**Senate Joint Resolution No. 122** by Senators Watson and Gardenhire.  
Memorials, Recognition -- Chattanooga Salvation Army, 125th Anniversary.

**Senate Joint Resolution No. 123** by Senators Watson and Gardenhire.  
Memorials, Death -- Bill Ortwein.

**Senate Joint Resolution No. 124** by Senator Southerland.  
Memorials, Sports -- Andy Collins, 2018 2A Coach of the Year, Tennessee Baseball Coaches Association.



**THURSDAY, JANUARY 31, 2019 – 4TH LEGISLATIVE DAY**

**Senate Joint Resolution No. 125** by Senator Southerland.

Memorials, Sports -- Jordan Idell, 2018 Class 2A Player of the Year, Tennessee Baseball Coaches Association.

**Senate Joint Resolution No. 126** by Senator Southerland.

Memorials, Retirement -- Dr. James Ray McKinney.

**MOTION**

Senator Johnson moved, pursuant to Rule 21, **House Joint Resolutions Nos. 69, 71 through 80 and 82; Senate Joint Resolutions Nos. 100 through 107, 109 through 120; and Senate Resolutions Nos. 1 through 9** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

**RESOLUTIONS LYING OVER**

The Speaker announced the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

**House Joint Resolution No. 69** -- Memorials, Recognition -- Jackson Love, Governor's Volunteer Stars Award.

The Speaker announced that he had referred House Joint Resolution No. 69 to the Committee on Calendar.

**House Joint Resolution No. 71** -- Memorials, Retirement -- Meri Armour.

The Speaker announced that he had referred House Joint Resolution No. 71 to the Committee on Calendar.

**House Joint Resolution No. 72** -- Memorials, Recognition -- Isabella Wren Sullivan, Governor's Volunteer Stars Award.

The Speaker announced that he had referred House Joint Resolution No. 72 to the Committee on Calendar.

**House Joint Resolution No. 73** -- Memorials, Personal Achievement -- John W. Huffman, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 73 to the Committee on Calendar.

**House Joint Resolution No. 74** -- Memorials, Recognition -- Nicole Julia Ranson, Governor's Volunteer Stars Award.

The Speaker announced that he had referred House Joint Resolution No. 74 to the Committee on Calendar.

**House Joint Resolution No. 75** -- Memorials, Recognition -- William Flynn, Governor's Volunteer Stars Award.

## **THURSDAY, JANUARY 31, 2019 – 4TH LEGISLATIVE DAY**

The Speaker announced that he had referred House Joint Resolution No. 75 to the Committee on Calendar.

**House Joint Resolution No. 76** -- Memorials, Recognition -- Janice Pendergrass, Governor's Volunteer Stars Award.

The Speaker announced that he had referred House Joint Resolution No. 76 to the Committee on Calendar.

**House Joint Resolution No. 77** -- Memorials, Recognition -- Shelbi Power, Governor's Volunteer Stars Award.

The Speaker announced that he had referred House Joint Resolution No. 77 to the Committee on Calendar.

**House Joint Resolution No. 78** -- Memorials, Death -- Reverend Charles E. Gibbs, Jr.

The Speaker announced that he had referred House Joint Resolution No. 78 to the Committee on Calendar.

**House Joint Resolution No. 79** -- Memorials, Personal Occasion -- Lawrence Dyer, 101st Birthday.

The Speaker announced that he had referred House Joint Resolution No. 79 to the Committee on Calendar.

**House Joint Resolution No. 80** -- Memorials, Retirement -- Betty D. Chester.

The Speaker announced that he had referred House Joint Resolution No. 80 to the Committee on Calendar.

**House Joint Resolution No. 82** -- Memorials, Sports -- Tee Higgins.

The Speaker announced that he had referred House Joint Resolution No. 82 to the Committee on Calendar.

**Senate Joint Resolution No. 100** -- Memorials, Death -- Robert L. "Pete" Doughtie.

The Speaker announced that he had referred Senate Joint Resolution No. 100 to the Committee on Calendar.

**Senate Joint Resolution No. 101** -- Memorials, Death -- Reggie Young.

The Speaker announced that he had referred Senate Joint Resolution No. 101 to the Committee on Calendar.

**Senate Joint Resolution No. 102** -- Memorials, Retirement -- Martha Lynn Holt.

The Speaker announced that he had referred Senate Joint Resolution No. 102 to the Committee on Calendar.

**THURSDAY, JANUARY 31, 2019 – 4TH LEGISLATIVE DAY**

**Senate Joint Resolution No. 103** -- Memorials, Recognition -- Kathy Knight, Governor's Volunteer Stars Award.

The Speaker announced that he had referred Senate Joint Resolution No. 103 to the Committee on Calendar.

**Senate Joint Resolution No. 104** -- Memorials, Recognition -- Linda Hampton-Parker, Governor's Volunteer Stars Award.

The Speaker announced that he had referred Senate Joint Resolution No. 104 to the Committee on Calendar.

**Senate Joint Resolution No. 105** -- Memorials, Recognition -- Emmalynn Faith Hamer, Governor's Volunteer Stars Award.

The Speaker announced that he had referred Senate Joint Resolution No. 105 to the Committee on Calendar.

**Senate Joint Resolution No. 106** -- Memorials, Recognition -- Pete Waddington and Brian May.

The Speaker announced that he had referred Senate Joint Resolution No. 106 to the Committee on Calendar.

**Senate Joint Resolution No. 107** -- Memorials, Death -- Richard McKinley Davis, Jr.

The Speaker announced that he had referred Senate Joint Resolution No. 107 to the Committee on Calendar.

**Senate Joint Resolution No. 109** -- Memorials, Recognition -- Jamie Woodson.

The Speaker announced that he had referred Senate Joint Resolution No. 109 to the Committee on Calendar.

**Senate Joint Resolution No. 110** -- Memorials, Public Service -- Commissioner Rebecca Hunter.

The Speaker announced that he had referred Senate Joint Resolution No. 110 to the Committee on Calendar.

**Senate Joint Resolution No. 111** -- Memorials, Public Service -- Major General Terry M. "Max" Haston.

The Speaker announced that he had referred Senate Joint Resolution No. 111 to the Committee on Calendar.

**Senate Joint Resolution No. 112** -- Memorials, Death -- James Weldon Morgan.

The Speaker announced that he had referred Senate Joint Resolution No. 112 to the Committee on Calendar.

**THURSDAY, JANUARY 31, 2019 – 4TH LEGISLATIVE DAY**

**Senate Joint Resolution No. 113** -- General Assembly, Statement of Intent or Position -- Requests State Capitol Commission to initiate creation and placement in State Capitol of bust to honor Admiral William Porter Lawrence.

The Speaker announced that he had referred Senate Joint Resolution No. 113 to the Committee on State and Local Government.

**Senate Joint Resolution No. 114** -- Memorials, Public Service -- Comer Donnell.

The Speaker announced that he had referred Senate Joint Resolution No. 114 to the Committee on Calendar.

**Senate Joint Resolution No. 115** -- Memorials, Death -- James Paul "Jim" Purdy.

The Speaker announced that he had referred Senate Joint Resolution No. 115 to the Committee on Calendar.

**Senate Joint Resolution No. 116** -- General Assembly, Confirmation of Appointment -- Karen Clark, Textbook and Instructional Materials Quality Commission.

The Speaker announced that he had referred Senate Joint Resolution No. 116 to the Committee on Education.

**Senate Joint Resolution No. 117** -- General Assembly, Confirmation of Appointment -- Frank Cagle, Textbook and Instructional Materials Quality Commission.

The Speaker announced that he had referred Senate Joint Resolution No. 117 to the Committee on Education.

**Senate Joint Resolution No. 118** -- Memorials, Recognition -- City of Springfield, bicentennial.

The Speaker announced that he had referred Senate Joint Resolution No. 118 to the Committee on Calendar.

**Senate Joint Resolution No. 119** -- Memorials, Recognition -- "Bleeding Disorders Awareness Month" in Tennessee, March 2019.

The Speaker announced that he had referred Senate Joint Resolution No. 119 to the Committee on Health and Welfare.

**Senate Joint Resolution No. 120** -- General Assembly, Confirmation of Appointment -- Neel Durbin, Textbook and Instructional Materials Quality Commission.

The Speaker announced that he had referred Senate Joint Resolution No. 120 to the Committee on Education.

**Senate Resolution No. 1** -- Memorials, Recognition -- Roosevelt Leadership Academy.

The Speaker announced that he had referred Senate Resolution No. 1 to the Committee on Calendar.

**THURSDAY, JANUARY 31, 2019 – 4TH LEGISLATIVE DAY**

**Senate Resolution No. 2** -- Memorials, Recognition -- Ashley Mike, Governor's Volunteer Stars Award.

The Speaker announced that he had referred Senate Resolution No. 2 to the Committee on Calendar.

**Senate Resolution No. 3** -- Memorials, Recognition -- Chris Rimer, Governor's Volunteer Stars Award.

The Speaker announced that he had referred Senate Resolution No. 3 to the Committee on Calendar.

**Senate Resolution No. 4** -- Memorials, Recognition -- Emery Brett Coffey, Governor's Volunteer Stars Award.

The Speaker announced that he had referred Senate Resolution No. 4 to the Committee on Calendar.

**Senate Resolution No. 5** -- Memorials, Recognition -- Heather Whitt, Governor's Volunteer Stars Award.

The Speaker announced that he had referred Senate Resolution No. 5 to the Committee on Calendar.

**Senate Resolution No. 6** -- Memorials, Recognition -- John DeSchaaf, Governor's Volunteer Stars Award.

The Speaker announced that he had referred Senate Resolution No. 6 to the Committee on Calendar.

**Senate Resolution No. 7** -- Memorials, Recognition -- Savannah Jones, Governor's Volunteer Stars Award.

The Speaker announced that he had referred Senate Resolution No. 7 to the Committee on Calendar.

**Senate Resolution No. 8** -- Memorials, Recognition -- Reuben Couch, Governor's Volunteer Stars Award.

The Speaker announced that he had referred Senate Resolution No. 8 to the Committee on Calendar.

**Senate Resolution No. 9** -- Memorials, Recognition -- John Humphrey, Governor's Volunteer Stars Award.

The Speaker announced that he had referred Senate Resolution No. 9 to the Committee on Calendar.

**MOTION**

Mr. Speaker McNally moved that Rule 37 be suspended for the immediate consideration of **House Joint Resolution No. 82**, out of order, which motion prevailed.

**RESOLUTION LYING OVER**

**House Joint Resolution No. 82** -- Memorials, Sports -- Tee Higgins.

On motion of Mr. Speaker McNally, the rules were suspended for the immediate consideration of the resolution.

On motion, **House Joint Resolution No. 82** was concurred in.

A motion to reconsider was tabled.

**MOTION**

Senator Robinson moved that Rule 37 be suspended for the immediate consideration of **House Joint Resolution No. 71**, out of order, which motion prevailed.

**RESOLUTION LYING OVER**

**House Joint Resolution No. 71** -- Memorials, Retirement -- Meri Armour.

On motion of Senator Robinson, the rules were suspended for the immediate consideration of the resolution.

On motion, **House Joint Resolution No. 71** was concurred in.

A motion to reconsider was tabled.

**CONSENT CALENDAR NO. 1**

**Senate Joint Resolution No. 77** -- Memorials, Retirement -- Jill Bachus.

**Senate Joint Resolution No. 78** -- Memorials, Sports -- Caleb Plant, IBF Super Middleweight World Champion.

**Senate Joint Resolution No. 79** -- Memorials, Retirement -- Jed DeKalb.

**Senate Joint Resolution No. 80** -- Memorials, Death -- Dr. Robert William "Bob" Peelle.

**Senate Joint Resolution No. 81** -- Memorials, Recognition -- Tom Cigarran, Chairman of the Board of Nashville Predators.

**House Joint Resolution No. 18** -- Memorials, Sports -- Brent Burchett, Clay County Sports Hall of Fame.

**House Joint Resolution No. 19** -- Memorials, Sports -- Kevin Watson, Clay County Sports Hall of Fame.

**House Joint Resolution No. 20** -- Memorials, Sports -- Chris Bartlett, Clay County Sports Hall of Fame.

**THURSDAY, JANUARY 31, 2019 – 4TH LEGISLATIVE DAY**

**House Joint Resolution No. 21** -- Memorials, Sports -- Melissa Denton Smith, Clay County Sports Hall of Fame.

**House Joint Resolution No. 22** -- Memorials, Sports -- Frank Kyle, Clay County Sports Hall of Fame.

**House Joint Resolution No. 23** -- Memorials, Recognition -- Virginia Weaver.

**House Joint Resolution No. 24** -- Memorials, Retirement -- Sheila Foster.

**House Joint Resolution No. 25** -- Memorials, Personal Occasion -- Elese Archer, 100th Birthday.

**House Joint Resolution No. 26** -- Memorials, Death -- Michael Douglas Garrett.

**House Joint Resolution No. 27** -- Memorials, Death -- Margaret York.

**House Joint Resolution No. 28** -- Memorials, Death -- Virginia King West.

**House Joint Resolution No. 29** -- Memorials, Death -- Mayor Virgil David Cecil.

**House Joint Resolution No. 33** -- Memorials, Death -- Dr. Richard Douglas Smith.

**House Joint Resolution No. 34** -- Memorials, Sports -- Mike Marlar, 2018 World of Outlaws Craftsman Late Model Series National Champion.

**House Joint Resolution No. 35** -- Memorials, Death -- Dr. Herbert Pipkin.

**House Joint Resolution No. 36** -- Memorials, Death -- Janice Irene Pullins.

**House Joint Resolution No. 37** -- Memorials, Retirement -- Diane Cook.

**House Joint Resolution No. 38** -- Memorials, Death -- Louis Mitchell Plumlee.

**House Joint Resolution No. 39** -- Memorials, Sports -- Robbins Middle School Hawks football team, ETMSAA Area 2 Class A State Champions.

**House Joint Resolution No. 40** -- Memorials, Death -- Suda Paulette Gunter.

**House Joint Resolution No. 41** -- Memorials, Death -- Joe Kendal Huddleston.

**House Joint Resolution No. 42** -- Memorials, Death -- Claudia Jack.

**House Joint Resolution No. 43** -- Memorials, Recognition -- Andy Marshall.

**House Joint Resolution No. 44** -- Memorials, Recognition -- Town of Oakland, Centennial.

**THURSDAY, JANUARY 31, 2019 – 4TH LEGISLATIVE DAY**

**House Joint Resolution No. 49** -- Memorials, Sports -- Knoxville Central High School football team, TSSAA Class 5A State Champions.

**House Joint Resolution No. 57** -- Memorials, Professional Achievement -- John Muse, Chairman of Tennessee Bankers Association.

Senator Jackson moved that all Senate Joint Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes ..... 30  
Noes ..... 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

**CONSENT CALENDAR NO. 2**

**Senate Joint Resolution No. 65** -- General Assembly, Confirmation of Appointment -- William J. Carver, Tennessee Education Lottery Corporation.

Senator Jackson moved that all Senate Joint Resolutions be adopted, which motion prevailed by the following vote:

Ayes ..... 30  
Noes ..... 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

**PRESENTATION**

Senator Gilmore introduced to the Senate, members of the American Heart Association in honor of "Go Red for Women Day".

**RECALL OF BILL**

On motion of Senator Lundberg, **Senate Bill No. 221** was recalled from the Clerk's Desk.

**WITHDRAWAL OF BILL**

On motion of Senator Lundberg, Senate Bill No. 221 was withdrawn from the Senate.



**MOTION**

On motion of Senator Kyle, her name was added as sponsor of **Senate Bill No. 28**.

On motion of Senator Jackson, his name was added as prime sponsor of **Senate Bill No. 249**.

On motion of Senator Lundberg, his name was removed as sponsor of **Senate Bill No. 249**.

On motion of Senators Stevens, Hensley, Gardenhire, Gilmore, Johnson, Bailey, Briggs, Haile, Kelsey, Yager, Yarbrow, Akbari, Bell, Bowling, Crowe, Gresham, Jackson, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Southerland, Swann and White, their names were added as sponsors of **Senate Joint Resolution No. 77**.

On motion of Senators Gilmore, Kyle, Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Gardenhire, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Southerland, Stevens, Swann, Watson, White, Yager and Yarbrow, their names were added as sponsors of **Senate Joint Resolution No. 79**.

On motion of Senator Gilmore, her name was added as sponsor of **Senate Joint Resolution No. 81**.

On motion of Senator Lundberg, his name was added as sponsor of **Senate Joint Resolution No. 99**.

On motion of Senator Bailey, his name was added as sponsor of **House Joint Resolutions Nos. 18, 19, 20, 21 and 22**.

On motion of Mr. Speaker McNally, his name was added as sponsor of **House Joint Resolutions Nos. 41 and 49**.

On motion of Senators Hensley, Kyle and Roberts, their names were added as sponsors of **House Joint Resolution No. 42**.

On motion of Senators Hensley and Roberts, their names were added as sponsors of **House Joint Resolution No. 43**.

On motion of Senator Gresham, her name was added as sponsor of **House Joint Resolution No. 44**.

On motion of Senators Crowe and Lundberg, their names were added as sponsors of **House Joint Resolution No. 57**.

On motion of Senators Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally, their names were added as sponsors of **House Joint Resolutions Nos. 71 and 72**.

On motion of Senator Yager, his name was added as sponsor of **House Joint Resolution No. 82**.

**THURSDAY, JANUARY 31, 2019 – 4TH LEGISLATIVE DAY**

**ENGROSSED BILLS**

January 31, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Joint Resolutions Nos. 65, 77, 78, 79, 80 and 81; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON

Deputy Chief Clerk

**MESSAGE FROM THE HOUSE**

January 31, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 83, 86, 88 and 90; adopted, for the Senate's action.

TAMMY LETZLER

Chief Clerk

**MESSAGE FROM THE HOUSE**

January 31, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 66, 67, 68, 69, 71, 72, 73 and 74; concurred in by the House.

TAMMY LETZLER

Chief Clerk

**ENROLLED BILLS**

February 1, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Joint Resolutions Nos. 66, 67, 68, 69, 71, 72, 73 and 74; and find same correctly enrolled and ready for the signatures of the Speakers.

ALAN WHITTINGTON

Deputy Chief Clerk

**MESSAGE FROM THE HOUSE**

January 31, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolution No. 82, for the signature of the Speaker.

TAMMY LETZLER

Chief Clerk

**THURSDAY, JANUARY 31, 2019 – 4TH LEGISLATIVE DAY**

**MESSAGE FROM THE HOUSE**

February 1, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 49, 57 and 71; for the signature of the Speaker.

TAMMY LETZLER  
Chief Clerk

**SIGNED**

January 31, 2019

The Speaker announced that he had signed the following: House Joint Resolution No. 82.

**SIGNED**

February 1, 2019

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 66, 67, 68, 69, 71, 72, 73 and 74.

**SIGNED**

February 1, 2019

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 49, 57 and 71.

**MESSAGE FROM THE HOUSE**

February 1, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 66, 67, 68, 69, 71, 72, 73 and 74; signed by the Speaker.

TAMMY LETZLER  
Chief Clerk

**MESSAGE FROM THE GOVERNOR**

January 31, 2019

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolution No. 108, with his approval.

LANG WISEMAN,  
Deputy and Counsel to the Governor

**REPORT OF COMMITTEE ON CALENDAR  
CONSENT CALENDAR 1**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, February 4, 2019: Senate Joint Resolutions Nos. 82,

**THURSDAY, JANUARY 31, 2019 – 4TH LEGISLATIVE DAY**

84, 85, 86, 89, 90, 91, 92, 93, 94, 95, 100, 101, 102, 103, 104, 105, 106, 107, 109, 110, 111, 112, 114, 115 and 118; Senate Resolutions Nos. 1, 2, 3, 4, 5, 6, 7, 8 and 9; and House Joint Resolutions Nos. 58, 59, 61, 62, 64, 65, 66, 67, 68, 69, 72, 73, 74, 75, 76, 77, 78, 79 and 80.

This the 1st day of February, 2019  
JACKSON, Chairperson

**REPORT OF COMMITTEE ON CALENDAR  
CONSENT CALENDAR 2**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, February 4, 2019: Senate Joint Resolution No. 99; and Senate Bill No. 22.

This the 1st day of February, 2019  
JACKSON, Chairperson

**ADJOURNMENT**

Senator Johnson moved the Senate adjourn until 4:30 p.m., Monday, February 4, 2019, which motion prevailed.